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Ad Hoc Committee on the Elaboration of a Convention against Transnational Organized Crime
Eleventh session
Vienna, 2-27 October 2000
Item 3 of the provisional agenda*
Finalization and approval of the additional international legal instrument against trafficking in persons, especially women and children

Proposals and contributions received from Governments

India: amendments to article 3, 5 and 7 of the revised draft Protocol to Prevent, Suppress and Punish Trafficking in Persons, Especially Women and Children, supplementing the United Nations Convention against Transnational Organized Crime

Article 3: Obligation to criminalize

Paragraph 2

1. Amend paragraph 2 (a) to read as follows:

"(a) Committing or attempting to commit an offence set forth in article 2 *bis* of this Protocol; and"

2. This amendment would make article 3 more comprehensive, enabling it to cover not only persons "attempting" to commit an offence set forth in article 2 *bis* but also persons actually committing the offence.

Paragraph 3

3. Amend paragraph 3 to read as follows:

"3. The knowledge, intent or purpose required to commit an offence set forth in article 2 *bis* of this Protocol or in paragraph 2 of this article may be inferred from objective factual circumstances."

4. This amendment would make article 3 more comprehensive, enabling it to cover the offences defined in article 2 *bis*, including "trafficking in persons," as well as the offences set forth in paragraph 2 of article 3.

* A/AC.254/35.